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6/29/02

PATENT APPLICATION

ATTORNEY DOCKET NO.: 19036/37156

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Yamada *et al.*

Serial No: 09/763,836

Filed: June 8, 2001

For: Nucleic Acid Sequences and  
Methods for Enhancing  
Expression of Useful Gene

Group Art Unit: 1636

Examiner: Sullivan, D.M.

I hereby certify that this paper is being deposited with the United States Postal Service as First Class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 20, 2003.

Sharon M. Sintich  
Registration No: 48,484  
Agent for Applicants

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## AMENDMENT IN RESPONSE TO OFFICE ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This amendment is in response to a non-final office action mailed January 28, 2003. Claims 21, 23, 24, 26, 28, 33-39, and 52-55 have been allowed. Claims 22, 29, 30, 44, 45, 47-51, and 56 were variously rejected under 35 U.S.C. § 112, first and second paragraphs. Reconsideration and withdrawal of the rejections are respectfully requested in light of the following amendments and remarks. This response is timely filed with a petition and fee for a two-month extension of time.